

THE BYERS GILL SOLAR DEVELOPMENT CONSENT ORDER (THE ORDER)

DEADLINE 9 – 23 JANUARY 2025

NATIONAL GAS TRANSMISSION PLC (NGT)

PROTECTIVE PROVISIONS IN FAVOUR OF NGT

1. We write on behalf of National Gas Transmission plc (**NGT**) to provide an update to the Examining Authority on the status of discussions between NGT and the Applicant regarding the protective provisions (**PPs**) in favour of NGT in the Order for the Byers Gill Solar Farm project.
2. NGT and the Applicant have continued to engage in relation to NGT's PPs and have reached agreement on the form of PPs to be included in the Order if made. These PPs are included in Revision 9 of the draft DCO (**dDCO**) at Part 5 of Schedule 11 to the dDCO, which was submitted to the Examining Authority by the Applicant's solicitors in advance of Deadline 9 on 22 January 2025.
3. For the avoidance of doubt, the PPs at Part 5 of Schedule 11 to the dDCO submitted at Deadline 8 contained wording at paragraph 55(6) "*in whole or in part*" which was not agreed between the parties. This has been rectified in the dDCO submitted on 22 January 2025.
4. NGT therefore confirms that it withdraws its relevant representation dated 17 May 2024 [**RR-174**] and subsequent representation at Deadline 6 dated 6 December 2024 [**REP6-035**].

CMS Cameron McKenna Nabarro Olswang LLP

23 January 2025